

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

05 CV 26 JDB

ROBERT R. CLARK, III  
CLERK, U.S. DISTRICT COURT  
W.D. OF TN, MEMPHIS

IRON WORKERS LOCAL UNION  
NO. 167 HEALTH AND WELFARE  
PLAN AND TRUST, et al.,

Plaintiffs,

v.

No. 05-2158 B

JWG SALES & SERVICE, INC.,

Defendant.

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ORDER ADOPTING REPORT AND RECOMMENDATION AND  
GRANTING THE PLAINTIFFS' MOTION TO COMPEL

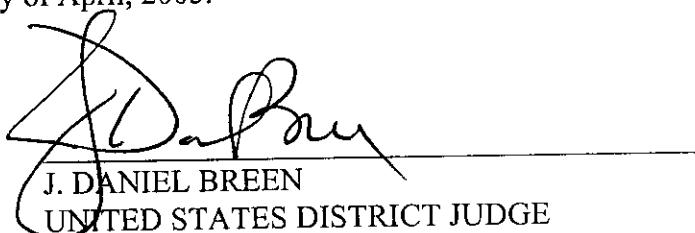
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Before the Court is the motion of the Plaintiffs, Iron Workers Local Union No. 167 Health and Welfare Plan and Trust, et al. to compel the Defendant, JWG Sales & Service, Inc., to submit wage records, payroll records and records of hours worked relative to work performed by its employees at the Toyota Bodine Aluminum Project in Jackson, Tennessee for examination by auditors, filed February 28, 2005. On April 5, 2005, pursuant to an order of reference, Magistrate Judge Diane Vescovo entered a report and recommendation recommending that the motion be granted. No objections have been filed by either party and the time for such objections has expired. As there is no objection to the magistrate judge's report, it is hereby ADOPTED and the Plaintiffs' motion is GRANTED in accordance with the report. See 28 U.S.C. § 636(b)(1) (permitting parties to file written objections to report and recommendation within 10 days of service thereof); LR72.1(g)(2), Local Rules of the U.S. Dist. Ct. for the W. Dist. of Tenn. (same).

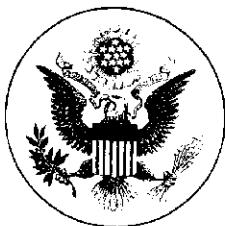
This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 4/26/05

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IT IS SO ORDERED this 26<sup>th</sup> day of April, 2005.



J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE



# Notice of Distribution

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Honorable J. Breen  
US DISTRICT COURT